IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 1962 of 2005

Between:

The Mother Thereissa Mahila Mutually Aided Co-operative

Society Limited, Regd. No.AMC/GNT/DCO/584,

Represented by its President P. Subbayamma Gorantla,

Guntur District.

..... PETITIONER

AND

1. The Secretary, Revenue Department, Government of A.P.,

Secretariat, Hyderabad.

2. The Secretary, Home Department, Government of A.P.,

Secretariat, Hyderabad.

3. The Chief Commissioner of Land Administration,

Government of A.P., Nampally Road, Hyderabad

4. The District Collector, Guntur, Guntur District.

5. The Superintendent of Police, Guntur, Guntur District.

6. The Revenue Divisional Officer, Guntur Division, Guntur District.

7. The Mandal Revenue Officer, Guntur Rural Mandal, Guntur District.

8. The Station House Officer, Guntur Rural Police Station,

Guntur District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the

circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of *Writ of Mandamus* declaring the action of the respondents in not disposing the representations of the petitioner society dated 30.12.2004, 21.01.2005, dated nil representation, and 29.01.2005 for assignment of house site pattas in Divn. Or Sy. No.281, 272, Ac.20.10 cents, 280 and 283 which was situated in Adavithkkalapadu hamlet of Pedapakaluru Revenue village, Guntur Rural Mandal, Guntur District on nominal market price basis to the petitioner society as illegal, arbitrary and violative of Art 21 of the Constitution of India and consequently direct the respondents to consider the representations dated 30.12.2004, 21.01.2005, dated nil representation, and 29.01.2005 for assignment of house site pattas in Divn. No. or Sy. No.281,272, 283 and 280 which was situated in Adavithikkalapadu Hamlet of Pedapakaluru Revenue village, Guntur Rural, Guntur District.

Counsel for the Petitioner: MR.G.ALLABAKASH

Counsel for the Respondents: GP FOR REVENUE

The Court at the admission stage made the following:

ORDER:

The petitioner, claims to be a society registered under the provisions of A.P. Cooperative Societies Act, 1995. It is stated that all the members of the society belong to the weaker sections, who are eking out their livelihood as labourers on daily wages. It is further stated that the members of the petitioner society have been in occupation of small extents of land situate in Survey Nos.272, 280, 281 and 283 of Advithekellapadu, Hamlet of Pedapakaluru village, Guntur Rural Mandal and District. It is further stated that they made series of representations to the respondents for assignment of the said land, on nominal market price, the last representation being on 29.01.2005. The only grievance of the petitioner is that the respondents having failed to consider the request of the petitioner are threatening to dispossess them from the small extents of land, which are in their occupation. Hence, this writ petition, questioning the inaction of the respondents in considering the request of the petitioner society for assignment of the land in question.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for respondents, without expressing any opinion as to the entitlement of the members of the petitioner society for assignment of

the land in question, the writ petition is disposed of directing the 4th respondent to consider the representation of the petitioner dated 29.01.2005 and pass appropriate orders in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order. Till such time, status quo obtaining as on today as to the nature and possession of the land in question, shall be maintained.

Accordingly, the writ petition is disposed of. No costs.

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(G. ROHINI, J)

Date: 08.02.2005

Ksn

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Secretary, Revenue Department, Government of A.P.,

Secretariat, Hyderabad.

2. The Secretary, Home Department, Government of A.P.,

Secretariat, Hyderabad.

3. The Chief Commissioner of Land Administration,

Government of A.P., Nampally Road, Hyderabad

4. The District Collector, Guntur, Guntur District.

5. The Superintendent of Police, Guntur, Guntur District.

6. The Revenue Divisional Officer, Guntur Division, Guntur District.

7. The Mandal Revenue Officer, Guntur Rural Mandal, Guntur District.

8. The Station House Officer, Guntur Rural Police Station,

Guntur District.

9. Two C. Cs to G.P. for Revenue, High Court Buildings, Hyderabad (OUT).

10. Two C.D. copies

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